

1 LEON GREENBERG (SBN 226253)
2 DANA SNIEGOCKI (SBN 261212)
3 **LAW OFFICE OF LEON GREENBERG**
4 2965 South Jones Boulevard #E-4
5 Las Vegas, NV 89146
6 Telephone: (702) 383-6085
7 Facsimile: (702) 385-1827
8 Email: leongreenberg@overtimelaw.com
9 Email: dana@overtimelaw.com

10 BRYAN J. SCHWARTZ (SBN 209903)
11 ADETUNJI OLUDE SBN (264873)
12 **BRYAN SCHWARTZ LAW**
13 1330 Broadway, Suite 1630
14 Oakland, CA 94612
15 Telephone: (510) 444-9300
16 Facsimile: (510) 444-9301
17 Email: bryan@bryanschwartzlaw.com
18 Email: adetunji@bryanschwartzlaw.com

19 *Attorneys for Plaintiffs*

20 KEITH ZAKARIN (SBN 126528)
21 JULIE A. VOGELZANG (SBN 174411)
22 COURTNEY L. BAIRD (SBN 234410)
23 **DUANE MORRIS LLP**
24 750 B Street, Suite 2900
25 San Diego, CA 92101-4681
26 Telephone: (619) 744-2200
27 Facsimile: (619) 744-2201
Email: kzakarin@duanemorris.com
Email: jvogelzang@duanemorris.com
Email: clbaird@duanemorris.com

28 *Attorneys for Defendant B&H Education, Inc.*

29 UNITED STATES DISTRICT COURT

30 NORTHERN DISTRICT OF CALIFORNIA

31 JACQUELINE BENJAMIN, BRYAN
32 GONZALEZ, and TAIWO KOYEJO, on behalf
33 of themselves and classes of those similarly
34 situated,

35 Plaintiffs,

36 vs.

37 B&H EDUCATION, INC., a corporation;
38 RASHED ELYAS, an individual; NAGUI
39 ELYAS, an individual; MICHAEL FLECKER
40 collectively dba "MARINELLO SCHOOLS OF
41 BEAUTY"; and DOES 1 through 100,

42 Defendants.

43 DAVID A. LOWE (SBN 178811)
44 CHAYA M. MANDELBAUM (SBN 239084)
45 MICHELLE G. LEE (SBN 266167)
46 **RUDY, EXELROD, ZIEFF & LOWE, LLP**
47 351 California Street, Suite 700
48 San Francisco, CA 94104
49 Telephone: (415) 434-9800
50 Facsimile: (415) 434-0513
51 Email: dal@rezlaw.com
52 Email: cmm@rezlaw.com
53 Email: mgl@rezlaw.com

54 Case No. CV 13-04993-VC

55 **JOINT STIPULATION TO EXTEND
56 TIME TO AMEND THE PLEADINGS
57 AND ORDER**

1 Plaintiffs JACQUELINE BENJAMIN, BRYAN GONZALES, and TAIWO KOYEJO
2 and Defendant B&H EDUCATION, INC., by and through their undersigned counsel in the
3 above-captioned matter, hereby stipulate as follows:

4 WHEREAS, this case was initiated on October 25, 2013 when Plaintiffs filed their
5 Complaint (ECF No. 1);

6 WHEREAS, on April 17, 2014, this case was reassigned to the Honorable
7 Vince Chhabria;

8 WHEREAS, on July 10, 2014, the Court held the Case Management Conference and a
9 hearing on Defendants' Motion to Dismiss the Amended Complaint;

10 WHEREAS, on July 10, 2014, the Court entered a Case Management Scheduling Order
11 which, *inter alia*, sets the deadline for amending the pleadings as November 14, 2014 (ECF
12 No. 44);

13 WHEREAS, on August 12th, Plaintiffs served a deposition notice pursuant to FRCP
14 30(b)(6) for the deposition of Defendant B&H Education, Inc., but the parties were unable to
15 schedule Defendant's deposition until November 19, 2014, and may need to schedule further
16 30(b)(6) designees, depending on the outcome of that deposition;

17 WHEREAS, the parties have agreed that an extension of the November 14th deadline for
18 amending the pleadings is necessary to allow for sufficient discovery; and

19 WHEREAS, pursuant to Local Rule No. 6-2, the previous time modifications in this case
20 include the following: (1) stipulation to extent time for Plaintiffs to respond to Defendants'
21 motion to dismiss (Dkt. Nos. 18, 19), which resulted in Plaintiffs filing an amended complaint
22 addressing some of the issues raised in the motion; (2) stipulation to extend time for Defendants
23 to answer the amended complaint (ECF 22); and (3) stipulation to extend time to file Case
24 Management Statement (ECF Nos. 23, 25).

25 IT IS HEREBY STIPULATED, by and between Plaintiffs and Defendant, through their
26 respective counsel of record, that in the interest of fairness, judicial economy, and efficiency, the
27 Case Management Order should be modified to extend the deadline to amend the pleadings to
28 **December 5, 2014.** The proposed extension will not affect any other deadline in this case.

1 IT IS SO STIPULATED.
2
3

4 DATED: November 10, 2014

/s/ Chaya Mandelbaum

5 David A. Lowe
6 Chaya M. Mandelbaum
7 Michelle G. Lee
8 Counsel for Plaintiffs

9 DATED: November 10, 2014

/s/ Courtney Baird

10 Keith Zakarin
11 Julie A. Vogelzang
12 Courtney L. Baird
13 Counsel for Defendant

14 **ECF ATTESTATION**

15 Pursuant to Civil L.R. 5-1(i)(3), the filer attests that concurrence in the filing of this
16 document has been obtained from each of the other signatories thereto.

17 Executed this 10th day of November, 2014, at San Francisco, California.

18
19
20
21
22
23
24
25
26
27
28
/s/ Chaya Mandelbaum
CHAYA M. MANDELBAUM

ORDER

The Court having considered the Joint Stipulation to Extend Time to Amend the Pleadings, ORDERS as follows:

The deadline to amend the pleadings set by the Case Management Order is hereby extended to December 5, 2014. This Order does not affect any other deadline in the Case Management Order.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: November 12, 2014



Judge Vince Chhabria
United States District Court